

SENATE CHAMBER,
AUSTIN, TEXAS, Monday, March 18, 1871. }

Senate met pursuant to adjournment; President Campbell in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Flanagan the reading of Saturday's journal was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Flanagan: petition of the Grand Jury of Panola county to amend the Constitution. Read and referred to Committee on State Affairs.

By Senator Shannon: petition of the County Court of Erath county. Read and referred to Committee on Finance.

By Senator Pridgen: memorial of the citizens of Rockport asking the Legislature to adopt a joint resolution instructing our Senators and Representatives in the Congress of the United States of America to procure the passage of an act making the city of Rockport, on Aransas Bay, a port of entry.

Senator Ruby moved that the memorial be referred to a select committee of three, which motion was adopted.

The President appointed, on said committee, Senators Pridgen, Pickett and Ruby.

BILLS.

By Senator Pickett: A bill (Senate bill No. 243) to be entitled "An act appropriating the sum of fifty thousand dollars for the improvement of the navigation of Trinity river." Read first time and referred to Committee on Internal Improvements.

By Senator Tendick: A bill (Senate bill No. 244) an act to be entitled "An act to authorize the Governor to offer a reward for the discovery of means to destroy the cotton caterpillar." Read first time and referred to Committee on Agricultural Affairs.

By Senator Ruby: A bill (Senate bill No. 245) to be entitled "An act to incorporate the Port of Galveston and Bolivar Point Wharf and Cotton Press Company." Read first time and referred to Committee on State Affairs.

Message from the House by Chief Clerk transmitting for signature the following enrolled bills:

House joint resolution No. 16, "making an appropriation and expressing the wish of the State touching the suit of John A. C. Gray, receiver, etc., vs. the Governor and Commissioner of the General Land Office."

Also, House bill No. 392, "An act making an appropriation for the per diem pay of the members and the per diem pay of the officers and employes of the Twelfth Legislature of the State of Texas."

Enrolled bills signed by the President and returned to the House.

GENERAL FILE.

Senate bill No. 30, to be entitled "An act to incorporate the city of Rockport." Read second time.

On motion of Senator Ruby, the following amendments reported by the Committee on State Affairs were adopted:

Amend section two, in line nineteen, by striking out all after the word "diseases," down to and including the word "correction," in line twenty.

Amend section four, in line twenty-four, by striking out all after the word "behavior," down to and including the word "offense," in line twenty-six; same section, in line thirty-nine, strike out all after the word "take," down to and including the word "office," in line forty-two, and insert in lieu thereof "the oath prescribed for the members of the Legislature by the Constitution."

Amend section seven, subdivision fifteen, in line three strike out the word "suppress;" same section, subdivision eighteen, in line one, strike out the word "suppress;" same section, subdivision twenty, in line three, strike out all after the word "companies," down to and including the word "city," in line five; also, in the same line, strike out the word "prevent;" same section, strike out all of the following subdivisions, twenty-three, twenty-four, twenty-five.

Amend section seven, subdivision twenty-seven, strike out all after the word "vegetables," in line three of said subdivision.

Same section, strike out all of the following subdivisions, thirty-one, thirty-five, thirty-six and thirty-seven; section seven, subdivision thirty-eight, in line four, strike out all of said subdivision after the word "gutters."

Amend section nine, in line three, insert after the word "city" the words "within sixty days after the next general election."

Amend section twelve, in line twenty-seven, strike out all after the word "aldermen," down to and including the word "Rockport," in line thirty-one.

Amend section thirteen, in line three strike out the word "not,"

and in line four, same section, strike out all after the word "ordinance," down to and including the word "same," in line nine.

Amend section fourteen, in line five, strike out all after the word "made," down to and including the word "purpose," in line twenty-six.

Amend section fifteen, strike out lines ten and eleven down to and including the word "county," in line twelve; and in line seventeen, same section, strike out the words "to the work house," and insert the words, in lieu thereof, "and made to work on any public streets or buildings;" same section, in line eighteen, after the word "paid" insert the following words, "and should any parties thus committed refuse to work, they may then be punished as prescribed in the rules governing the State Penitentiary." Same section, in line twenty, after the word "offense," insert "and should the marshal, or any officer under him, fail, refuse or neglect to enforce the above clause in said section of this act, he shall be fined in the sum of not less than one nor more than five hundred dollars, to be recovered as other fines;" same section, in line twenty-one, strike out the words "to the work house;" same section, line twenty-three, strike out all after the word "permit," down to and including the word "house," in line twenty-four; same section, in line twenty-four, strike out the word "ten" and insert the word "eight;" same section, in line thirty-one, strike out all after the word "day," down to and including the word "year," in line thirty-two, and insert the words "to be fixed by ordinance;" same section, in line thirty-seven, after the word "account" insert the words "shall be considered guilty of a misdemeanor, and upon conviction shall be fined in a sum not less than two hundred nor more than one thousand dollars, and imprisoned not less than one month nor more than one year, and shall be removed from office."

Amend by adding the following, to be known as section sixteen:

That it shall be the duty of the district judge, whenever complaint is made to him under oath, by any person or persons, accusing the mayor, or any member of the board of alderman, or any other officer appointed by them, of malfeasance, nonfeasance, or neglect of duty in office, to immediately [investigate] into the truth of said charges, and if true, he shall remove the party or parties from office at once.

Senate bill No. 230 ordered engrossed and passed to a third reading as amended.

Senate bill No. 47, to be entitled "An act to incorporate the Lamar Female Seminary," read second time, ordered engrossed and passed to a third reading.

On motion of Senator Dohoney, the rules were suspended, Senate bill No. 47 read third time and passed.

Senate bill No. 49, to be entitled "An act transferring the settlement of the estate of James H. Leaverton, deceased, from the district court of Anderson county to the district court of Houston county," read second time, ordered engrossed and passed to a third reading.

On motion of Senator Pettit, the rules were suspended and Senate bill No. 49 read third time and passed.

Senator Flanagan was granted leave to read an extract of a letter from Richard S. Walker, relative to the removal of the remains of Hon. Amos Clark, deceased.

By leave, Senator Ford submitted the following reports of the Committee on State Affairs:

COMMITTEE ROOM,
AUSTIN, March 11, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 96, entitled "An act to amend 'an act to incorporate the Alamo Fire Association of San Antonio, Texas,'" have carefully considered the same, and instruct me to report the accompanying substitute, and recommend its passage.

S. W. FORD,
Chairman.

Substitute Senate bill No. 96, to be entitled "An act to amend 'an act to incorporate the Alamo Fire Association of San Antonio, Texas.'" Report and substitute read first time, and laid over under the rules.

COMMITTEE ROOM,
AUSTIN, March 10, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred a bill (Senate bill No. 219) entitled "An act to incorporate the Texas Savings Bank," have carefully considered the same, and instruct me to report the same back, with the following amendments, and recommend its passage, to-wit: Amend section one, line one, strike out after the word "the" down to and including the word "convened," in line three, and insert "Legislature of the State of Texas;" amend same section, line thirty-six, insert before the word "years" the word "five;" amend section two, line nine, by inserting after the word "stock" the following: "*provided*, said company shall not proceed to its organization under this charter, until

at least fifty thousand dollars of its stock shall have been subscribed for, and ten per cent. of the same paid in;" amend section three, line fifteen, insert after the word "minor," "when deposited by him;" line eighteen, same section, insert after the word "woman," the words "when deposited by her;" in line twenty-eight, same section, strike out all after the word "husband,s" down to and including "incurred," in line thirty-six.

S. W. FORD,
Chairman.

Report read and laid over under the rules.

Message from the Governor by his private secretary:

EXECUTIVE OFFICE,
AUSTIN, March 9, 1871.

To the honorable Senate of the State of Texas:

GENTLEMEN: I respectfully ask the advice and consent of your honorable body to the following appointments, to wit: Alex. E. Sweet, Notary Public for Bexar county; R. Masterson, Notary Public for Williamson county; Matthew Wood, Notary Public for Smith county.

Very respectfully,

EDMUND J. DAVIS,
Governor.

Message read and referred to Committee on Nominations.

By leave, Senator Ford submitted the following report of Committee on State Affairs:

COMMITTEE ROOM,
AUSTIN, March 11, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 167, entitled "An act to incorporate the Houston Cemetery Company," have carefully considered the same, and instruct me to report the same back with the following amendments, and recommend its passage, to-wit:

To be added as new sections: "Section 9. That so much of said land and property therein as may be appropriated to the burial of the dead shall never be subject to State, county or municipal taxation." "Section 10. That this act shall take effect and be in force from and after its passage."

S. W. FORD,
Chairman.

Report read and laid over under the rules.

By leave, Senator Bell submitted the following report of Committee on Roads, Bridges and Ferries:

COMMITTEE ROOM,
AUSTIN, March 13, 1871.

Hon. DON CAMPBELL,
President of the Senate:

SIR: Your committee to whom was referred the petition of several citizens of Henderson county, asking a charter to be granted to James A. Mitcham to keep and run a ferry boat across the Trinity at Bazette Ferry, in Henderson and Navarro counties, have had the same under consideration and report the accompanying bill and recommend its passage.

JOHN G. BELL,
Chairman.

A bill (Senate bill No. 246) granting a charter to James A. Mitcham for a ferry across Trinity river at Bazette crossing, in Henderson and Navarro counties. Report and bill read first time.

On motion of Senator Pettit, the rules were suspended to consider the report of the committee, and Senate bill No. 246 read second time, ordered engrossed and passed to a third reading.

GENERAL FILE—Resumed.

Senate bill No. 127, "An act to incorporate the Neches Navigation Company," read second time.

Message from the House by Chief Clerk, transmitting for concurrence the following House bills:

House bill No. 115, "An act to regulate the keeping and bearing of deadly weapons."

Also, House bill No. 358, "An act to authorize the board of aldermen of the city of Waco to lease a part of the ground on the public square of said city for certain purposes."

Also, House No. 399, "An act to incorporate the town of Waxahachie, in Ellis county."

Also, House bill No. 400, "An act to incorporate the town of Burnet, in Burnet county."

The question recurring on Senate bill No. 127, Senator Pettit moved that Senate bill No. 127 be made the special order for Saturday next, at 12 M., which motion was adopted.

By leave, Senator Bowers introduced a bill (Senate bill No. 247,) to be entitled "An act to provide for the release of children or other persons, of the State of Texas, who are, have been, or may hereafter be, held as captives by the Indians." Read first time and referred to Committee on Indian Affairs.

Also, Protest of the citizens of Austin against the passage of

Senate bill No. 202, "to incorporate the city of Austin." Read and referred to Committee on Judiciary.

Senator Pridgen moved to reconsider the vote of Saturday, making Senate joint resolution No. 20, "Joint resolution authorizing the sale of the Houston Tap and Brazoria Railway Company," the special order for Friday, at 11 A. M.

Motion to reconsider carried.

On motion of Senator, Pridgen Senate joint resolution No. 20 was made the special order for Wednesday, at 11 o'clock A. M.

12 o'CLOCK, M.

The hour having arrived for the consideration of the special order, Senate bill No. 166, "An act to establish a system of public free schools in the State of Texas," the Senate resolved itself into Committee of the Whole.

IN SENATE.

Message from the House by the Chief Clerk informing the Senate that the House had passed substitute Senate bill No. 39, "An act supplementary to 'an act to regulate the disposal of the public lands of the State of Texas,' approved August 12, A. D. 1870," with the following amendments: amend by adding to section one: "*provided*, that all persons who have been forced to abandon their homesteads as pre-emptors, and shall within one year after the passage of this act, return to their lands and complete the occupancy of the same for the time specified by law, shall be entitled to all the benefits and privileges conferred by this act."

Under direction of the President, the Secretary carried to the House, for concurrence, the following Senate bills: Senate bills No. 6, "An act to incorporate Paris Commercial College, Paris, Texas;" No. 19, "An act to incorporate the Citizens' Savings Bank of Jefferson;" No. 51, an act entitled "An act amendatory of article 263 of the Code of Criminal Procedure;" substitute Senate bill No. 84, "An act providing for *pro tem.* district judges in the county of Lamar;" Senate bills No. 95, "An act to incorporate the San Antonio Hebrew Benevolent Association;" No. 107, "An act to incorporate the San Antonio Shooting Company;" No. 172, "An act to incorporate the Texas Dry Dock Company," and No. 235, "An act authorizing the Judge of the Thirty-first Judicial District to hold a special term of the District Court in Robertson county."

Also, informing the House that the Senate had passed House joint resolution No. 23, "Joint resolution asking the Congress of the United States to send a joint committee to inquire into and report upon the number of murders and extent of the outrages committed in Texas during the last five years, and now being committed in

Texas by bands of Indians living within the territory of the United States and harbored within the Republic of Mexico."

Also, House bill No. 255, "An act to authorize James A. Nelms and Preston Owens to erect a toll bridge over Chambers creek, in the county of Navarro, Texas;" House bill No. 84, "An act to incorporate the San Antonio Jockey Club;" House bill No. 38, "An act to incorporate the Central Texas Agricultural and Mechanical Association of Bryan, Texas."

Also, for signature of the Speaker of the House of Representatives, enrolled Senate bill No. 40, "An act incorporating the Texas Coal and Mining Company."

Enrolled bill signed by the Speaker, returned and signed by the President of the Senate.

The Senate resolved itself into Committee of the Whole.

IN SENATE.

Senator Dohoney, Chairman of the Committee of the Whole, having under consideration Senate bill No. 166, reported progress, and asked leave to sit again to-morrow, at 11 A. M.

Report received and leave granted.

Senator Flanagan moved that one hundred copies of the substitute to Senate bill No. 163, reported by the Select Committee be printed, which motion was adopted.

Senator Bowers moved that the Senate stand adjourned to three o'clock P. M.; yeas and nays called for, and carried by the following vote:

Yeas—Baker, Bowers, Braughton, Cole, Dillard, Dohoney, Evans, Flanagan, Ford, Fountain, Gaines, Hall, Mills, Parsons, Pickett, Pridgen, Pyle, Rawson, Saylor, Shannon, Tendick—21.

Nays—Mr. President, Bell, Douglass, Hertzberg, Hillebrandt, Pettit, Ruby—7.

So the Senate adjourned to 3 o'clock P. M.

AFTERNOON SESSION.

MARCH 13, 3 O'CLOCK P. M.

Senate met pursuant to adjournment; President Campbell, presiding.

Roll called; quorum present.

On motion of Senator Pyle, the rules were suspended to take from file Senate bill No. 22, "An act to incorporate the Johnson's Point male and female seminary." Read third time and passed.

On motion of Senator Pyle, the rules were suspended to take from file Senate bill No. 23, "An act to prohibit the sale of spirituous or intoxicating liquors within two miles of Johnson's Point male and female seminary." Read third time and passed.

On motion of Senator Rawson, the rules were suspended to take from file Senate bill No. 109, "An act to authorize J. F. Smith and J. Easley to erect a toll bridge over Guthrie creek and the swamp channel of Grace's creek, in Upshur county, Texas." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Rawson, the rules were further suspended, Senate bill No. 109 read third time and passed.

On motion of Senator Pyle, the rules were suspended to take from file Senate bill No. 187, to be entitled "An act to incorporate the Navarro Jockey Club, of Navarro county." Read second time.

On motion of Senator Pyle, the following amendments reported by the Committee on Stock and Stock Raising were adopted: In section one, line ten, strike out the word "perpetual;" and amend section eight, line one, by inserting, after the word "force," the following words: "for fifty years."

Senate bill No. 187 ordered engrossed and passed to a third reading as amended.

On motion of Senator Flanagan, the rules were further suspended and Senate bill No. 187 read third time and passed.

On motion of Senator Shannon, the rules were suspended to take from file Senate bill No. 99, "An act to incorporate the bank of Cleburne." Read second time.

On motion of Senator Ford, the following amendments reported by the Committee on State Affairs were adopted: amend section three, line thirteen, by inserting after the word "for" the following words "and ten per cent. of the same paid in." Ordered engrossed and passed to a third reading as amended.

On motion of Senator Shannon, the rules were further suspended and Senate bill No. 99, read third time and passed.

On motion of Senator Tendick, the rules were suspended to take from file Senate bill No. 36, to be entitled "An act to incorporate the German Casino of Columbus, Texas." Read third time and passed.

On motion of Senator Baker, the rules were suspended to take from file Senate bill No. 75, "An act to incorporate the Austin Gas Company." Read second time.

Senator Baker moved to amend section one by striking out the names of Thomas H. Baker and J. S. Mills, which motion was adopted, Senate bill No. 75 ordered engrossed and passed to a third reading as amended.

On motion of Senator Baker, the rules were further suspended, and Senate bill No. 75 read third time and passed.

On motion of Senator Bell, the rules were suspended to take from file Senate bill No. 168, to be entitled "An act to incorporate the Galveston and Denver City Air Line Railway."

On further motion of Senator Bell, Senate bill No. 168 was made the special order for Wednesday next, at 3 o'clock P. M.

On motion of Senator Bowers, the rules were suspended to take from file Senate bill No. 80, "An act for the relief of S. B. Buckley, late Assistant State Geologist." Read third time and passed by the following vote:

Yeas—Mr. President, Baker, Bell, Bowers, Braughton, Cole, Dohoney, Evans, Flanagan, Gaines, Latimer, Mills, Parsons, Pettit, Pickett, Pridgen, Pyle, Rawson, Ruby, Saylor—20.

Nays—Ford, Hall, Hertzberg, Hillebrandt, Shannon—5.

[Senator Flanagan in the chair.]

Senator Pickett moved a suspension of the rules, to consider Senate bill No. 166, "An act to establish a system of public free schools in the State of Texas."

Motion to suspend the rules carried.

Senator Pickett moved that Senate bill No. 166 be made the special order for Wednesday next, at 12 M.

Yeas and nays called for, result as follows:

Yeas—Mr. President, Bell, Bowers, Braughton, Cole, Dohoney, Douglass, Evans, Flanagan, Hertzberg, Latimer, Mills, Parsons, Pickett, Pridgen, Pyle, Rawson, Saylor, Shannon—19.

Nays—Baker, Ford, Fountain, Gaines, Hall, Hillebrandt, Pettit, Ruby, Tendick—9.

So Senate bill No. 166 was made the special order for Wednesday at 12 M.

On motion of Senator Ruby the rules were suspended to take from file Senate bill No. 160, "An act to incorporate the Galveston Agricultural, Horticultural and Industrial Association." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Ruby the rules were further suspended and Senate bill No. 160 read third time and passed.

On motion of Senator Broughton the rules were suspended to take from file Senate bill No. 131, "An act to organize and incorporate the San Antonio and Sherman Bridge Company." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Broughton the rules were further suspended and Senate bill No. 131 read third time and passed.

On motion of Senator Dohoney, the rules were suspended to take from file Senate bill No. 21, an act to be entitled "An act for the

relief of the heirs of Lynn Bobo, deceased." Read second time, ordered engrossed and passed to a third reading.

Senator Pickett moved to refer Senate bill No. 21 to a select committee of five, which motion was adopted.

The President appointed on said committee Senators Pickett, Dohoney, Douglass, Fountain, Ruby.

On motion of Senator Cole, the rules were suspended to take from file Senate bill No. 138, "An act to incorporate the Bank of Sabine Pass." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Cole, the rules were further suspended, Senate bill No. 138 read third time and passed.

On motion of Senator Douglass, the rules were suspended to take from file Senate bill No. 214, to be entitled "An act to incorporate Jamestown High School." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Douglass, the rules were further suspended, Senate bill No. 214 read third time and passed.

On motion of Senator Douglass the rules were suspended to take from file Senate bill No. 213, "An act to prohibit the sale of intoxicating liquors in the vicinity of Jamestown High School." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Douglass, the rules were further suspended, Senate bill No. 213 read third time and passed.

On motion of Senator Evans, the rules were suspended to take from file Senate bill No. 157, "An act to incorporate the Dallas Gas Company." Read second time.

On motion of Senator Evans, the following amendment recommended by the Committee on State Affairs was adopted: amend section three, line two, strike out the word "fifty" and insert "one hundred."

Senate bill No. 157 ordered engrossed and passed to a third reading as amended.

On motion of Senator Evans, the rules were further suspended and Senate bill No. 157 was read the third time and passed.

On motion of Senator Flanagan, the rules were suspended to take from file Senate bill No. 164, "An act to establish a ferry across Sabine river at or near Fredonia, Rusk county." Read second time, ordered engrossed and passed to a third reading.

Senator Ruby moved to amend section one by striking out the name of Joseph H. Parsons and insert in lieu thereof the name of J. H. Jones, which motion was adopted.

Senate bill No. 164 ordered engrossed and passed to a third reading as amended.

On motion of Senator Cole, the rules were further suspended, Senate bill No. 164 read third time and passed.

On motion of Senator Ford, the rules were suspended to take from file Senate bill No. 151, "An act to incorporate the city of Groesbeck, in Limestone county." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Ford, the rules were further suspended, Senate bill No. 151 read third time and passed.

On motion of Senator Fountain, the rules were suspended to take from file Senate bill No. 206, to be entitled "An act to incorporate the town of San Eleceario, in El Paso county." Read second time.

Senator Ruby moved to amend by striking out section 27.

Amendment adopted.

Senate bill No. 206 ordered engrossed and passed to a third reading as amended.

On motion of Senator Fountain, the rules were further suspended, Senate bill No. 206 read third time and passed.

On motion of Senator Hall, the rules were suspended to take from file Senate bill No. 201, to be entitled "An act to authorize the county court of Robertson county to levy and collect a special tax for the term of two years, to build a court house and jail at Calvert, the county seat of said county." Read second time, ordered engrossed and passed to third reading.

On motion of Senator Hall, the rules were further suspended, Senate bill No. 201 read third time and passed.

On motion of Senator Hertzberg, the rules were suspended to take from file Senate bill No. 96, to be entitled "An act to amend an act to incorporate the Alamo Fire Association of San Antonio, Texas." Read second time.

On motion of Senator Hertzberg, the following substitute reported by the Committee on State Affairs was adopted :

Substitute to Senate bill No. 96, to be entitled "An act to incorporate the Alamo Fire Association of San Antonio, Texas." Substitute to Senate bill No. 96 ordered engrossed and passed to a third reading.

On motion of Senator Hertzberg, the rules were further suspended, substitute to Senate bill No. 96 read third time and passed.

On motion of Senator Hillebrandt, the rules were suspended to take from file Senate bill No. 152, to be entitled "An act to incorporate the Falls county Turnpike Road and Bridge Company." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Hillebrandt, the rules were further suspended, Senate bill No. 152 read third time and passed.

By leave, Senator Bowers introduced a bill (Senate bill No. 248)

to be entitled "An act for the relief of James Henderson." Read first time and laid over under the rules.

By leave, Senator Hall submitted the following report of the Committee on Counties and County Boundaries:

COMMITTEE ROOM,
AUSTIN, March 13, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Counties and County Boundaries, to whom was referred House bill No. 398, "An act changing the eastern boundary of Johnson county," have had the same under careful consideration, and recommend that it do pass.

P. W. HALL.
Chairman.

Report read, and laid over under the rules.

On motion of Senator Latimer, the rules were suspended, to take from file House bill No. 165, "An act for the relief of Thomas Carothers, deceased." Read second time.

On motion of Senator Pridgen, the rules were further suspended, and House bill No. 165 was read third time, and passed by the following vote:

Yeas—Mr. President, Baker, Bell, Bowers, Cole, Dillard, Dokoney, Ford, Fountain, Hall, Hertzberg, Hillebrandt, Latimer, Mills, Parsons, Pickett, Pridgen, Pyle, Saylor, Tendick—20.

Nays—Broughton, Douglass, Evans, Flanagan, Gaines, Rawson, Ruby, Shannon—8.

By leave, Senator Hall submitted the following report of the Committee on Counties and County Boundaries:

COMMITTEE ROOM,
AUSTIN, March 13, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Counties and County Boundaries, to whom was referred House bill No. 35, "An act for the permanent location of the county seat of Van Zandt county, and designating the boundary lines of the same," have had the same under consideration, and beg leave to most respectfully recommend its passage.

P. W. HALL.
Chairman.

Report read and laid over under the rules.

On motion of Senator Mills, the rules were suspended to take from file Senate bill No. 105, to be entitled "An act for the relief

of the heirs of James E. Eccles, deceased," Read second time, ordered engrossed and passed to its third reading.

On motion of Senator Baker, the rules were further suspended, and Senate bill No. 105 was read a third time and passed, by the following vote:

Yeas—Mr. President, Baker, Bell, Bowers, Cole, Dillard, Ford, Fountain, Gaines, Hertzberg, Hillebrandt, Latimer, Mills, Parsons, Pettit, Pridgen, Pyle, Rawson, Ruby, Saylor, Shannon, Tensick—22.

Nays—Dohoney, Douglass, Evans, Flanagan, Hall, Pickett—6.

On motion of President Campbell, the rules were suspended to take from file House bill No. 73, "An act to authorize John Terrill and J. J. T. Wright to keep a ferry on Big Cypress Bayou." Read second time.

President Campbell moved to strike out the name of J. J. T. Wright, which motion was adopted.

House bill No. 73 passed to a third reading as amended.

On motion, the rules were further suspended, House bill No. 73 was read a third time and passed.

On motion of Senator Rawson, the Senate adjourned to 10 o'clock A. M. to-morrow.
